To whom it may concern.

As a Certified IT professional with 19 years experience in Unix Systems
administration, I would offer my comments on the Proposed Final Judgment

in the case of the US vs. Microsoft.

First I would like to applaud the DOJ on it's finding Microsoft as a
monopoly who has used illegal and unethical practices in order to
maintain and increase it's monopoly power.

If Microsoft is allow to continue it's current criminal behavior, it
will extend it's monopoly into yet other markets. Broadcast
communications, Internet broad band services and Personal game consoles
are already on the Microsoft monopoly radar.

I have read the proposal. I will say it is a good start with a couple
of glaring exceptions.

As a Unix systems administrator, I have frequently used an "Open Source"

application called SAMBA to provide file system sharing services between

Unix and Windows machine. This software is written in large by
volunteers around the world. Submissions are excepted by a central
committee on merit of the submitted code alone. The code is checked for

any obvious malicious code. But the backgrounds of the individuals
submitting the code is never investigated to see if they have a
"history of software counterfeiting or piracy or willful violations of
intellectual property rights."

A volunteer group of coders does not have the resources to provide such
a guaranty. But Microsoft, with a legendary legal department of at least

600 lawyers does. Microsoft would use this as a reason to keep this
vital documentation from the only real competition remaining in the
Windows File and print services space.

And, since the SAMBA group is have to figure out much of the
undocumented SMB API's (Much of it is documented, but many key aspects
are undocumented), Microsoft could declare that the SAMBA team as a
whole are, "counterfeiting, ...intellectual property"

Another group to which these exceptions apply is the "WINE" group. These volunteers are trying to port the Windows win32 API to the Linux and other Unix platforms to enable application written for Windows to run on Linux and other Unix computers.

Also, there is nothing in the proposal to hinder Microsoft from extending their monopoly into other areas, for instance Personal Gaming Consoles (X-Box), Set top video digital recorders (Ultimate TV) and Broad band access (see http://news.com.com/2100-1033-277203.html?legacy=cnet)

To this end, I would like to add the following commentary to my own. http://www.kegel.com/remedy/remedy2.html

In conclusion, while the DOJ proposal is what I would deem a good first rough draft, there are some issues with it as it stands. It keeps key technologies from the only group of programmers who can currently and readily benefit from them, then return these benefits back to the consumer in the shortest amount of time. And it does go far enough to curtail Microsoft's incursion into other markets. With a $35 billion "War Chest" whatever technology they can not Co-opt by anti competitive practices, they will simply buy. As last example I would like to offer the following piece. This has just happened within the last several weeks. This is after the DOJ had made the current proposal. http://www.theregister.co.uk/content/54/23708.html

Very Sincerely,
Kevin Hudson
706 Oakley Dr.
Lake Dallas, TX 75065
Ph. (940) 498-0284
E-Mail: mailto:klhudson@bigfoot.com

PS. To the Bush administration: For whom I did vote. If you are really serious about eliminating terrorism where ever it occurs, here is you chance to prove to the world that
this isn't just just words to justify revenge against under armed third world countries. Exact judgement against a well known corporate terroirst bred right here on American
soil. Bring these terroirst AKA Microsoft to justice. Real justice not just a petty slap on the rest.